

tendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of testimony in this matter, the officer is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3510—Filed, November 23, 1936; 12:56 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 19th day of November A. D. 1936.

[File No. 2-2549]

IN THE MATTER OF WASHINGTON NATIONAL CEMETERY CORP.

ORDER CONSENTING TO WITHDRAWAL OF REGISTRATION STATEMENT ON REQUEST OF APPLICANT AND DISMISSING STOP ORDER PROCEEDINGS

The Commission, having due regard to the public interest and the protection of investors, upon the request of the registrant made on November 19, 1936, consents to the withdrawal of the registration statement of the above-named registrant, and the said registration statement being so withdrawn, the Commission further dismisses a certain stop order proceeding under Section 8 (d) of the Securities Act of 1933, as amended, the said stop order proceedings having been heretofore on October 31, 1936, instituted and hearing having been opened on November 12, 1936, evidence received and hearing closed, with respect to the aforesaid registration statement, and to that effect

It is so ordered.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3511—Filed, November 23, 1936; 12:56 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 19th day of November 1936.

[File No. 1-420]

IN THE MATTER OF TEXAS GULF PRODUCING COMPANY COMMON STOCK, NO PAR VALUE

ORDER GRANTING APPLICATION FOR WITHDRAWAL FROM LISTING AND REGISTRATION

The Texas Gulf Producing Company, pursuant to Rule JD2 under the Securities Exchange Act of 1934, as amended, having made application for withdrawal from listing and registration on the New York Curb Exchange 888,088 issued shares and 1,518 unissued shares of Common Stock, No Par Value; and

The Commission having considered the application and information pertinent thereto, and having due regard for the public interest and the protection of investors;

It is ordered, that said application be and hereby is granted, effective at the close of the trading session on November 30, 1936.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3512—Filed, November 23, 1936; 12:56 p. m.]

Wednesday, November 25, 1936

No. 182

PRESIDENT OF THE UNITED STATES.

EXECUTIVE ORDER

DESIGNATION OF R. WALTON MOORE, ASSISTANT SECRETARY OF STATE, TO ACT AS SECRETARY OF STATE

By virtue of and pursuant to the authority vested in me by Section 179 of the Revised Statutes of the United States (5 U. S. C. Section 6), I hereby authorize and direct R. Walton Moore, Assistant Secretary of State, to perform the duties of the Secretary of State during the absence of the Secretary of State.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

November 6, 1936.

[No. 7487-A]

[F. R. Doc. 3514—Filed, November 23, 1936; 1:02 p. m.]

DEPARTMENT OF LABOR.

Immigration and Naturalization Service.

[Fifth Amendment of General Order No. 229]

PORT AT SKAGWAY, ALASKA, FOR THE ENTRY INTO THE UNITED STATES OF ALIENS ARRIVING BY AIRCRAFT

NOVEMBER 23, 1936.

The designation as a temporary port for the entry into the United States of aliens arriving by aircraft, pursuant to the authority conferred by Subsection (d) of Section 7 of the Air Commerce Act of 1926 (Act of May 20, 1926, 44 Stat. 572; U. S. C., Ti. 49, Sec. 177 (d)), of the Skagway Seaplane Base, Skagway, Alaska, is hereby discontinued.

Subparagraph (b), Paragraph 3, Subdivision A, Rule 3 of the Immigration Rules of January 1, 1930, as amended by General Order No. 229, dated December 21, 1935, and amendments thereto, is amended by striking therefrom the following: Skagway, Alaska, Skagway Seaplane Base.

[SEAL]

FRANCES PERKINS, *Secretary*.

Approval recommended:

D. W. MACCORMACK,

Commissioner of Immigration and Naturalization

[F. R. Doc. 3515—Filed, November 24, 1936; 11:48 a. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 21696]

APPLICATION OF CONNIE PUTIGNANO FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of Connie Putignano, Individual, Doing Business as All American Van Service, of 516 Fifth Avenue (Room 405), New York, N. Y., for a License (Form BMC B), Authorizing Operation as a Broker, for the Purpose of Arranging Transportation of Household Goods, Store, Museum, Office, and Hospital Fixtures, in Interstate Commerce, by Motor Vehicle in all States and the District of Columbia

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the

boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3517—Filed, November 24, 1936; 12:44 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 45400]

APPLICATION OF FRANK VISCEGLIA FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of Frank Visceglia, Individual, Doing Business as United Van Service, of 1775 Broadway (Room 848), New York, N. Y., for a License (Form BMC B), Authorizing Operation as a Broker, for the Purpose of Arranging Transportation of Household Goods, Store, Office, Hospital, and Museum Fixtures and Furniture, in Interstate Commerce by Motor Vehicle

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3519—Filed, November 24, 1936; 12:45 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 46743]

APPLICATION OF FRANK VISCEGLIA FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of Frank Visceglia, Individual, Doing Business as Ace United Van Service, of 409 Ocean Avenue, Jersey City, N. J., for a License (Form BMC B), Authorizing Operation as a Broker, for the Purpose of Arranging Transportation of Household Goods, in Interstate Commerce, by Motor Vehicle

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials, of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936 at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3520—Filed, November 24, 1936; 12:45 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November, A. D. 1936.

[No. MC 48255]

APPLICATION OF JOSEPH VISCEGLIA FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of Joseph Visceglia, Individual, Doing Business as Great Eastern Van Company, of 251 West 57th Street (Room 847), New York, N. Y., for a License (Form BMC B), Authorizing Operation as a Broker for the Purpose of Arranging Transportation of Household Goods, Office and Store Fixtures, in Interstate Commerce, by Motor Vehicle

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials, of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the

8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3523—Filed, November 24, 1936; 12:47 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 17897]

APPLICATION OF VINCENT VISCEGLIA FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of Vincent Visceglia, Individual, Doing Business as American Van Lines, of 4418 North Clark Street, Chicago, Ill., for a License (Form BMC B), Authorizing Operation as a Broker, for the Purpose of Arranging Transportation of Household Goods, Furniture, and Office and Store Fixtures, in Interstate Commerce, by Motor Vehicle

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 15th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Sherman, Chicago, Ill., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3521—Filed, November 24, 1936; 12:46 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

Vol. I—pt. 2—37—50

[No. MC 73730]

APPLICATION OF UNITED VAN SERVICE, INC., FOR AUTHORITY TO OPERATE AS A BROKER

In the Matter of the Application of United Van Service, Inc., of 7 South Dearborn Street, Room 1030, Chicago, Ill., for a License (Form BMC B), Authorizing Operation as a Broker, for the Purpose of Arranging Transportation of Household Goods, New Furniture, Office and Store Fixtures, in Interstate Commerce, by Motor Vehicle

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 15th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Sherman, Chicago, Ill., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3523—Filed, November 24, 1936; 12:50 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 49178]

APPLICATION OF CONNIE PUTIGNANO FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Connie Putignano, Individual, Doing Business as All American Van Service, of 516 Fifth Avenue, New York, N. Y., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Household Goods, Office and Store Fixtures, in Interstate Commerce, From and Between Points Located in all States and the District of Columbia

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and

for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3518—Filed, November 24, 1936; 12:44 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 49177]

APPLICATION OF FRANK VISCEGLIA FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Frank Visceglia, Individual, Doing Business as Ace United Van Service, of 409-411 Ocean Avenue, Jersey City, N. J., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Household Goods, Office and Store Fixtures, in Interstate Commerce, From and Between Points Located in all States and the District of Columbia.

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3521—Filed, November 24, 1936; 12:46 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 46342]

APPLICATION OF JOSEPH VISCEGLIA FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Joseph Visceglia, of 2140 Blvd., Jersey City, N. J., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, from and between Points Located in all States East of the Mississippi River, over Irregular Routes.

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3522—Filed, November 24, 1936; 12:46 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 48188]

APPLICATION OF VINCENT VISCEGLIA FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Vincent Visceglia, Individual, Doing Business as American Van Lines, of 4418 North Clark Street, Chicago, Ill., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, From and Between Points Located in all States and the District of Columbia, Over Regular and Irregular Routes

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the

15th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Sherman, Chicago, Ill., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3525—Filed, November 24, 1936; 12:48 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 78523]

APPLICATION OF VINCENT VISCEGLIA FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Vincent Visceglia, of 82 Oak Street, Jersey City, N. J., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, From and Between Points Located in All States East of the Mississippi River, Over Irregular Routes

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December, A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3526—Filed, November 24, 1936; 12:48 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 7315]

APPLICATION OF UNITED VAN SERVICE FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of United Van Service, a Corporation, of 409-411 Ocean Avenue, Jersey City, N. J., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Household Goods, Office and Store Fixtures, in Interstate Commerce, from and between Points Located in all States and the District of Columbia, over Irregular Routes

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 3527—Filed, November 24, 1936; 12:49 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 49030]

APPLICATION OF UNITED VAN SERVICE, INC., FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of United Van Service, Inc., of 7 South Dearborn Street, Chicago, Ill., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, From and Between Points Located in All States and the District of Columbia, Over Regular and Irregular Routes

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 15th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Sherman, Chicago, Ill., and for recom-

mentation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary.*

[F. R. Doc. 3528—Filed, November 24, 1936; 12:49 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 71869]

APPLICATION OF K AND E DE LUXE PADDED VAN CO., INC., FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of K and E De Luxe Padded Van Co., Inc., of 409-411 Ocean Avenue, Jersey City, N. J., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Household Goods, Office and Store Fixtures, in Interstate Commerce, from and between Points Located in all States and the District of Columbia, over Irregular Routes

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary.*

[F. R. Doc. 3530—Filed, November 24, 1936; 12:50 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of November A. D. 1936.

[No. MC 80245]

APPLICATION OF CHARLES F. SHILLING FOR AUTHORITY TO OPERATE AS A COMMON OR CONTRACT CARRIER

In the Matter of the Application of Charles F. Shilling, Individual, Doing Business as United Van Service, of 1775 Broadway, New York, N. Y., for a Certificate of Public Convenience and Necessity or Permit (Form BMC A), Authorizing Operation as a Common or Contract Carrier by Motor Vehicle in the Transportation of Household Goods, in Interstate Commerce, from and between Points located in all States East of the Mississippi River

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner E. S. Idol for hearing on the 8th day of December A. D. 1936, at 10 o'clock a. m. (standard time), at the Hotel Pennsylvania, New York, N. Y., and for recommendation of an appropriate order thereon accompanied by the reasons therefor;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, *Secretary.*

[F. R. Doc. 3531—Filed, November 24, 1936; 12:51 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November, A. D., 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE OHIO-LUPTON FARM, FILED ON NOVEMBER 16, 1936, BY JAMES M. JOHNSON, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340(A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that Item 7, Division II, represents that the Wilcox will be possibly productive on the tract involved at the same depth at which it is encountered one mile east and southeast. Geological data shows this tract to be structurally lower than on the lease referred to.

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 23rd day of December 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged

to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered, that Charles S. Moore, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 7th day of December 1936, at 3:30 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3540—Filed, November 24, 1936; 12:59 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE CARTER-ALDRIDGE FARM, FILED ON NOVEMBER 16, 1936, BY H. P. BOWEN, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that in Item 16 (a) (iii) of Division II the percent of water content has been omitted. It does not appear that this information is dependent upon a "public" record;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 23d day of December 1936 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered, that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 7th day of December 1936, at 2:00 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3537—Filed, November 24, 1936; 12:57 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE SUMMAY-PHILLIPS-CAPITAL MANSION-STATE ET AL. FARM, FILED ON NOVEMBER 16, 1936, BY W. E. COOK, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that there is a conflict in Item 1 and note to Item 16, both in Division II, with respect to the smallest fractional interest being offered and the resultant participation in production.

(2) In that the information in Item 13, Division II, respecting the number of wells in the field described is not correct as of the date of the sheet.

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 23rd day of December 1936 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and hereby is designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 7th day of December 1936 at 2:30 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3538—Filed, November 24, 1936; 12:53 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE OHIO-KYLE FARM, FILED ON NOVEMBER 16, 1936,
BY P. H. LOWRIE, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)),
AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore, alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that Items 16 (a), (c), and (d) of Division II are based on approximate or estimated figures, not actual production as required;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 23rd day of December 1936 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered, that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet, as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 7th day of December 1936 at 3:00 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3539—Filed, November 24, 1936; 12:58 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE MAGNOLIA-A. HARRIS FARM FILED ON OCTOBER 23,
1936, BY W. H. CARRAHER, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on November 18, 1936, be effective as of November 18, 1936; and

It is further ordered, that the Suspension Order, Order for Hearing, and Order Designating a Trial Examiner, here-

tofore entered in this proceeding, be, and the same hereby are, revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3536—Filed, November 24, 1936; 12:57 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 17th day of November 1936.

[File No. 1-1553]

IN THE MATTER OF THE BLACK & DECKER MANUFACTURING CO.
COMMON STOCK, NO PAR VALUE

ORDER GRANTING APPLICATION FOR STRIKING FROM LISTING AND
REGISTRATION

The New York Curb Exchange, pursuant to Rule JD2 under the Securities Exchange Act of 1934, as amended, having made application to strike from listing and registration on said Exchange 298,354 shares of Common Stock, No Par Value, of The Black & Decker Manufacturing Co.; and

The Commission having considered the application and information pertinent thereto, and having due regard for the public interest and the protection of investors;

It is ordered, that said application be and hereby is granted, effective at the close of the trading session on November 27, 1936.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3533—Filed, November 24, 1936; 12:55 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A PRODUCING WORK-
ING INTEREST IN THE HALL-BRISCOE-FRANCIS # 1 FARM,
FILED ON NOVEMBER 4, 1936, BY W. J. DANIEL, RESPONDENT

ORDER FOR CONTINUANCE

The Securities and Exchange Commission, having been requested by its counsel for a continuance of the hearing in the above entitled matter, which was last set to be heard at 11:00 o'clock in the forenoon on the 23rd day of November 1936 at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and it appearing proper to grant the request;

It is ordered, pursuant to Rule VI of the Commission's Rules of Practice under the Securities Act of 1933, as amended, that the said hearing be continued to 10:00 o'clock in the forenoon on the 9th day of December 1936 at the same place and before the same trial examiner.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3534—Filed, November 24, 1936; 13:56 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 23rd day of November A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A PRODUCING WORKING INTEREST IN THE HALL-SKELLY-VILLA # 1 FARM, FILED ON NOVEMBER 4, 1936, BY W. J. DANIEL, RESPONDENT

ORDER FOR CONTINUANCE

The Securities and Exchange Commission, having been requested by its counsel for a continuance of the hearing in the above entitled matter, which was last set to be heard at 11:00 o'clock in the forenoon, on the 23rd day of November 1936, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and it appearing proper to grant the request;

It is ordered, pursuant to Rule VI of the Commission's Rules of Practice under the Securities Act of 1933, as amended, that the said hearing be continued to 10:00 o'clock in the forenoon on the 9th day of December 1936 at the same place and before the same trial examiner.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 3535—Filed, November 24, 1936; 12:56 p. m.]

Thursday, November 26, 1936

No. 183

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 48646]

CONVICT-MADE GOODS—IMPORTATION PROHIBITED

PUBLICATION OF FINDING THAT RAILROAD TIES, WOODEN FENCE POSTS, AND CHARCOAL ARE PRODUCED ON LA SAONA ISLAND, DOMINICAN REPUBLIC, BY CONVICT LABOR

To Collectors of Customs and Others Concerned:

Upon evidence presented to me, I find that railroad ties, wooden fence posts, and charcoal are produced on La Saona Island, Dominican Republic, by convict labor. This finding is published for your information and guidance pursuant to the authority contained in article 665 of the Customs Regulations of 1931 and section 307 of the Tariff Act of 1930 (U. S. C., title 19, sec. 1307).

[SEAL]

FRANK DOW,

Acting Commissioner of Customs.

Approved, November 17, 1936.

WAYNE C. TAYLOR,

Acting Secretary of the Treasury.

[F. R. Doc. 3546—Filed, November 24, 1936; 3:49 p. m.]

Bureau of Internal Revenue.

[T. D. 4715]

TOLERANCES PERMITTED IN SIZES OF BEER BARRELS

To District Supervisors and Others Concerned:

Section 313 (a) of the Liquor Tax Administration Act provides as follows:

SECTION 313 (a). Section 3339 of the Revised Statutes, as amended (U. S. C. 1934 ed., title 26, sec. 1330 (a) and (b)), is further amended by adding a new paragraph at the end thereof reading as follows:

"The provisions of this section requiring the accounting of hogsheads, barrels, and fractional parts of barrels at the next higher quantity shall not apply where the contents of such hogsheads, barrels, or fractional parts of barrels are within the limits of tolerance established by the Commissioner of Internal Revenue by regulations which he is hereby authorized to prescribe with the approval of the Secretary of the Treasury; and no assessment shall be made and no tax shall be collected for any excess in any case where the contents of the hogsheads, barrels, or fractional parts of barrels heretofore or hereafter used are within the limits of the tolerance so prescribed."

In accordance with the provisions of Section 313 (a) of the Liquor Tax Administration Act, Section 17 (b) of Regu-

lations 18, as amended by Treasury Decision 4659, is hereby further amended to read as follows:

PAR. 17 (b). In computing such tax a barrel is reckoned as containing not more than thirty-one gallons, and the fractional parts of a barrel are halves, thirds, quarters, sixths, and eighths; and any fractional part of a barrel containing less than one-eighth will be accounted one-eighth; more than one-eighth, and not more than one-sixth, will be accounted one-sixth; more than one-sixth, and not more than one-fourth, will be accounted one-fourth; more than one-fourth, and not more than one-third, will be accounted one-third; more than one-third, and not more than one-half, will be accounted one-half; more than one-half, and not more than one barrel, will be accounted one barrel; and more than one barrel, and not more than sixty-three gallons, will be accounted two barrels, or a hogshead: Provided, That if the quantity of fermented liquor exceeds the quantity covered by the tax stamp placed on the barrel, such excess will be disregarded and no tax collected thereon if not more than the following amounts: one-half gallon as to wooden barrels of thirty-one gallons, and a proportionate quantity as to fractional wooden containers; and one-quarter gallon as to metal barrels of thirty-one gallons, and a proportionate quantity as to fractional metal containers, except that in the case of metal half barrels placed in use by brewers prior to November 1, 1936, an excess of not more than one-quarter gallon will be disregarded and no tax collected thereon.

[SEAL]

GUY T. HELVERING,

Commissioner of Internal Revenue.

Approved, November 20, 1936.

WAYNE C. TAYLOR,

Acting Secretary of the Treasury.

[F. R. Doc. 3547—Filed, November 24, 1936; 3:50 p. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

PRSO No. 5

Issued November 24, 1936

[Puerto Rico Sugar Order No. 5]

BASIS FOR ALLOTMENT OF THE 1937 PUERTO RICO SUGAR QUOTA

By virtue of the authority vested in the Secretary of Agriculture by Public Resolution No. 109, 74th Congress, approved June 19, 1936, and by Section 8a of the Agricultural Adjustment Act, approved May 12, 1933, as amended, I, W. R. Gregg, Acting Secretary of Agriculture, do hereby make, issue, publish, and give public notice of this order (constituting the basis for the allotment of the 1937 Puerto Rico sugar quota), which shall have the force and effect of law and shall continue in force and effect until amended or superseded by orders or regulations hereafter made by the Secretary of Agriculture.

SECTION 1. A portion of the sugar quota to be established for Puerto Rico for 1937, equal to 25,000 short tons of sugar, raw value, shall be filled from surplus stocks of sugar carried over from the 1935-36 crop, or from substitutions thereof. The remaining portion of such quota shall be filled from sugar produced from the 1936-37 crop, or from surplus stocks of sugar carried over from the 1935-36 crop in substitution therefor.

SECTION 2. The allotment to each processor out of the 25,000 short tons of sugar, raw value, to be filled from surplus stocks as aforesaid, shall be equal to such per cent of the said 25,000 tons as the amount of such surplus stocks held by each processor (for his own account or for the account of producers) as of December 31, 1936, is of the total amount of such surplus stocks as of the said date.

SECTION 3. The allotment among processors of the portion of the sugar quota for Puerto Rico for 1937 to be filled from sugar produced from the 1936-37 crop of sugarcane shall be made on the basis of the ratio that the amount of sugar produced by each processor from the 1936-37 crop of sugarcane, to which the 1937 producers' marketing allotments (calculated as hereinafter provided) relate, bears to the total amount of all such 1937 marketing allotments of producers.

SECTION 4. The 1937 marketing allotments, in terms of short tons of sugar, raw value, for producers who control the use of land in 1937¹ with respect to which the 1936 allotment

¹ See footnote on page 2040.

